

February 2, 2016

**MINUTES OF MECKLENBURG COUNTY, NORTH CAROLINA  
BOARD OF COUNTY COMMISSIONERS**

The Board of Commissioners of Mecklenburg County, North Carolina, met in Informal Session in the Meeting Chamber Conference Room of the Charlotte-Mecklenburg Government Center located at 600 East Fourth Street, Charlotte, North Carolina at 5:00 p.m. and in Formal Session in the Meeting Chamber of the Charlotte-Mecklenburg Government Center at 6:00 p.m. on Tuesday, February 2, 2016.

**ATTENDANCE**

**Present:** Chairman Trevor M. Fuller and Commissioners  
Dumont Clarke, Patricia "Pat" Cotham, George Dunlap,  
Bill James, Vilma D. Leake, Jim Puckett,  
Matthew Ridenhour and Ella B. Scarborough  
County Manager Dena R. Diorio  
County Attorney Marvin A. Bethune  
Clerk to the Board Janice S. Paige

**Absent:** None

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**-INFORMAL SESSION-**

*The meeting was called to order by Chairman Fuller, after which the matters below were addressed.*

**REMOVAL OF ITEMS FROM CONSENT**

The Board identified items 16-3065, 16-3072, 16-3076, 16-3086, and 16-3087 to be removed from Consent and voted upon separately.

**STAFF BRIEFINGS - NONE**

February 2, 2016

**CLOSED SESSION**

**16-3081      CONSULT WITH ATTORNEY**

It was noted that there was no Consult with Attorney matter to be discussed in Closed Session.

*The Board dined and talked in general. There were no formal matters to be discussed.*

*The Board then proceeded to the Meeting Chamber for the remainder of the meeting.*

**-FORMAL SESSION-**

*Chairman Fuller called this portion of the meeting to order which was followed by introductions, invocation by Commissioner Clarke, and the Pledge of Allegiance to the Flag; after which, the matters below were addressed.*

**AWARDS/RECOGNITION**

**16-3100      RESOLUTION DIRECTING FEBRUARY 7, 2016 BE OBSERVED AS #ONECAROLINA DAY**

Motion was made by Commissioner Scarborough, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to adopt a Resolution Directing February 7, 2016 Be Observed As #OneCarolinaDay in Mecklenburg County.

**MECKLENBURG COUNTY BOARD OF COMMISSIONERS RESOLUTION  
DIRECTING FEBRUARY 7, 2016  
BE OBSERVED AS #ONECAROLINA DAY**

**WHEREAS**, the Carolina Panthers have instilled pride in our community since 1995; and

**WHEREAS**, the Carolina Panthers have faced and overcome adversity in their work and personal lives, and have impelled and inspired us all to do the same; and

**WHEREAS**, the “Keep Pounding” message from former player and coach Sam Mills continues to positively resonate in our community; and

**February 2, 2016**

**WHEREAS**, the players, coaches and owner of the Carolina Panthers are role models for our young people through their excellent character, unrelenting work ethic, and determination to win; and

**WHEREAS**, the Carolina Panthers are bringing a positive national spotlight on Mecklenburg County, the City of Charlotte, and #OneCarolina using the National Football League as the stage; and

**WHEREAS**, the Carolina Panthers are now champions of the National Football Conference; and

**WHEREAS**, the Carolina Panthers are playing in Super Bowl 50 on February 7, 2016, to represent the National Football Conference and #OneCarolina; and

**WHEREAS**, Mecklenburg County, the City of Charlotte, and both Carolinas have their Panther Pride on full display;

**NOW, THEREFORE, BE IT RESOLVED**, the Mecklenburg County Board of Commissioners, does hereby proclaim February 7, 2016 as

**"#ONECAROLINA DAY"**

in Mecklenburg County and commend its observance to all citizens, by showing their Panthers Pride on February 7, 2016, by wearing their Panthers gear or Panthers colors of black, blue and white.

***Resolution recorded in full in Minute/Ordinance Book \_\_\_\_\_, Document # \_\_\_\_\_.***

**PUBLIC APPEARANCE**

**16-3079 PUBLIC APPEARANCE**

The following persons spoke during the Public Appearance portion of the agenda:

Reverend Jordan Boyd, Dr. Sandra Burke, Sharon Ricks, and Dr. Ophelia Garmon Brown spoke in support of Village HeartBeat and expressed gratitude to the Board for its continued support of the program.

*Note: "Village HeartBeat" is a Mecklenburg County Health Department Community/Faith-Based Outreach Initiative. It is designed to prevent heart disease risk factors using a collaborative, team approach that engages faith-based and/or neighborhood organizations. Efforts target African American and Hispanic communities given the disproportionately higher burden of heart disease and associated behavioral and environmental risk factors in these populations."*

February 2, 2016

Board members expressed sincere thanks to Cheryl Emanuel, a Health Manager with the Health Department for her work with Village HeartBeat, which she initiated.

**APPOINTMENTS – NONE**

**PUBLIC HEARINGS – NONE**

**ADVISORY COMMITTEE REPORTS**

**16-3101      UPDATE ON JUVENILE CRIME PREVENTION COUNCIL FUNDING PROCESS**

The Board received an update on the 2016-2017 funding process for the Juvenile Crime Prevention Council.

*Note: The Mecklenburg County Juvenile Crime Prevention Council (JCPC) is a statutorily authorized advisory board charged with: reviewing the needs of juveniles who commit delinquent acts or are at-risk of becoming court-involved, assessing local service needs, and presenting an annual service proposal to the Board of County Commissioners. The JCPC's mission is to address gaps in youth services by promoting prevention, intervention, treatment, and aftercare strategies and programs that strengthen families and support community safety.*

Darrell Gregory, Chairman of the Juvenile Crime Prevention Council gave the update.

Comments

Commissioner Dunlap asked would persons who submit a Request for Proposal receive the guidelines and information regarding the funding process. *The response was yes.*

Commissioner Dunlap asked if the public and/or vendors had an opportunity to weigh in on the changes to the JCPC by-laws. *Mr. Gregory said the matter was discussed at an open meeting and no one asked to address the Council.*

Commissioner Leake expressed thanks to the Juvenile Crime Prevention Council for their work on behalf of juveniles.

Chairman Fuller thanked Mr. Gregory for the update.

Mr. Gregory thanked the Board for its support of the JCPC.

**MANAGER'S REPORT**

**16-3108      FY2017 FINANCIAL FORECAST**

The Board received the FY2017 Financial Forecast update.

Wanda Reeves, Director of Financial Services gave the update.

***A copy of the presentation is on file with the Clerk to the Board.***

Comments

Commissioner Clarke commented on the increase in the budget from FY16 to what's projected for FY17. He said it looked to be about a \$40 million difference and that of that amount \$26 million appeared to be in sales tax. He asked should that \$40 million increase be looked at with caution.

Finance Director Reeves commented on the sales tax projection and noted that the projection was \$14 million and not \$26 million. Finance Director Reeves said the numbers presented were preliminary.

Commissioner James said a two – four percent increase seemed reasonable.

Commissioner James asked about the drop in sales tax in October. *Finance Director Reeves said staff was in the process of trying to determine the reason for the drop.*

Commissioner James asked had staff completed and/or would there be any allocation of excesses from bond funds for other purposes. *Finance Director Reeves commented on the capital preservation plan.*

**16-3120      FY2017 OPERATING BUDGET CALENDAR-PROPOSED KEY DATES**

The Board received information on the proposed key dates for the FY2017 budget process.

Michael Bryant, Director of Budget and Management presented the dates.

**February 2, 2016**

It was the consensus of the Board to accept the dates proposed by staff. The dates were:

May 26, 2016	Presentation of the County Manager's Recommended Budget
June 2, 2016	Budget Public Hearing
June 9, 2016	Overview of the County Manager's Recommended Budget
June 14-15, 2016	Straw Vote Sessions
June 21, 2016	Adoption of FY2017 Operating Budget

**DEPARTMENTAL DIRECTORS' MONTHLY REPORTS – NONE**

**STAFF REPORTS & REQUESTS**

**16-3091      CODE ENFORCEMENT UPDATE**

The Board received an update on the ongoing efforts by the County to enhance Land Use & Environmental Services Agency (LUESA) - Code Enforcement's customer service and permitting and inspection process.

Ebenezer Gujjarlapudi, Director, Land Use and Environmental Services Agency (LUESA) gave the update.

***A copy of the update is on file with the Clerk to the Board.***

Comments

Commissioner Leake asked Director Gujjarlapudi to comment on what occurred in Flint, Michigan with respect to its water supply. *Director Gujjarlapudi said the lead issue found in the water supply in Flint, Michigan was not an issue for Charlotte/Mecklenburg County's water supply.*

Commissioner Puckett asked about the gaps between the County and City of Charlotte's governance and how was it being addressed. *Director Gujjarlapudi commented on that issue.*

Commissioner Ridenhour commented on the number of apartments under construction and those that were in the pipeline. *Director Gujjarlapudi said LUESA had no input into how many apartments were built or where they're built. He said LUESA's role was to issue permits for construction and to perform building inspections.*

**February 2, 2016**

Commissioner Ridenhour said he was curious about the vacancy rate and would probably contact the Apartment Association for that type of information.

Commissioner Ridenhour commented on the Veteran Apprenticeship Program and thanked Director Gujjarlapudi for the initiative.

Commissioner Ridenhour asked about Duke Energy's draining of the coal ash pond into Mountain Island Lake. He suggested the County issue some type of statement regarding that matter. He said he received inquiries from constituents. *Director Gujjarlapudi said the State was taking the lead on that process, but that he would get the details and share that with the Board.*

Commissioner Ridenhour asked about the permitting software to be used by the County and the City of Charlotte, which was addressed.

Commissioner Ridenhour asked about the timeline associated with the number of apartment construction projects that were in the pipeline. *Director Gujjarlapudi said the number of apartment construction projects in the pipeline information was not data from LUESA. He said the County wouldn't know until a permit was applied for. Director Gujjarlapudi said he would try to see if he could obtain more data from the Apartment Association and/or REBIC (Real Estate & Building Industry Coalition).*

Commissioner Cotham thanked Director Gujjarlapudi for the progress that had been made.

Commissioner Cotham asked about customer service training for staff, which was addressed.

Commissioner Cotham asked how a small manufacturing company would connect with code enforcement to see if a product they had met the standards. *Director Gujjarlapudi said products were regulated by statute. He asked Commissioner Cotham to give him the name of the company she was referencing and he would reach out to them regarding questions they may have.*

Chairman Fuller asked about the Veterans Apprenticeship Program and the employment status of those that had applied, prior their participation in the program, which was addressed.

Chairman Fuller thanked Director Gujjarlapudi and the County Manager for the progress that had been made and continuing to be made with respect to Land Use & Environmental Services Agency (LUESA) - Code Enforcement's customer service and permitting and inspection process.

**COUNTY COMMISSIONERS REPORTS & REQUESTS – NONE**

*Commissioner Ridenhour left the dais and was away until noted in the minutes.*

**CONSENT ITEMS**

**Motion was made by Commissioner Scarborough, seconded by Commissioner Leake and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett and Scarborough voting yes, to approve the following item(s):**

**16-3067      REVISED RECORDS RETENTION AND DISPOSITION SCHEDULE (SHERIFF'S OFFICE)**

Approve the revised version of the County Sheriff's Office Records Retention and Disposition Schedule as required by the Government Records Section of the North Carolina State Archives.

*Note: The Government Records Section of the N.C. State Archives located within the N.C. Department of Cultural Resources has issued a revised version of the County Sheriff's Office Records Retention and Disposition Schedule. Some of the major updates to the Schedule include the following:*

- Addition of an item for mobile audio/video devices*
- Removal of the dashboard camera item*
- Splitting the weapons permits into two separate items: one for concealed weapons and one for handgun permits*
- Deleting several items that are covered by other standards to avoid clutter*

***A copy of the revised Schedule is on file with the Clerk to the Board.***

**16-3075      PURCHASE OF FOOD SERVICE EQUIPMENT (SHERIFF'S OFFICE)**

Authorize the transfer of \$638,000 from Salaries to the Capital Outlay account for the purchase of critical food service replacement equipment by the Sheriff's office.

**16-3078      INSURANCE REIMBURSEMENTS**

Recognize, receive and appropriate insurance reimbursement funds of \$11,064 for Asset and Facility Management and \$10,547 for Park and Recreation.

**February 2, 2016**

*Note: The County received insurance proceeds based on claims for stolen and damaged items in the departments identified. This Board action provides authority to use the funds for replacement of these items.*

**16-3080          MINUTES FROM JANUARY 20, 2016**

Approve Minutes of Regular meeting held on January 20, 2016.

**16-3083          BUDGET AMENDMENT -- LUESA (REVENUE INCREASE)**

Recognize, receive and appropriate revenue of \$105,680 from Irongate of Mint Hill, LLC as part of defaulted bond obligations related to Irongate Subdivision and carry forward the unspent balance until project is completed.

**16-3084          BUDGET AMENDMENT -- LUESA (REVENUE INCREASE)**

1) Recognize, receive and appropriate revenue of \$34,000 from The Pavilion of Huntersville, LLC and Piedmont Bank (a division of Yadkin Valley Bank & Trust Company) as part of a default of bond obligations related to The Pavilion Subdivision as it relates to Glen Street and carry forward the unspent balance until project is completed.

2) Recognize, receive and appropriate revenue of \$290,602 from The Pavilion of Huntersville, LLC and Piedmont Bank (A division of Yadkin Valley Bank & Trust Company) as part of a default of bond obligations related to The Pavilion Subdivision and carry forward the unspent balance until project is completed.

**16-3085          BUDGET AMENDMENT -- LUESA (REVENUE INCREASE)**

Recognize, receive and appropriate revenue of \$203,185 from Platte River Insurance Company as part of a default of bond obligations related to Stillwell Village Subdivision and carry forward the unspent balance until project is completed; and approve Full and Final Release which acknowledges that the County does not have any further claims against Platte River Insurance Company.

February 2, 2016

**16-3088 SUBCONTRACTOR PREQUALIFICATION, CONSTRUCTION MANAGER @ RISK  
MEDIC HEADQUARTERS & OPERATIONS RELOCATION**

Approve the first-tier Subcontractor Prequalification procedure and MWSBE Plan provided by EDIFICE Construction for the Medic Headquarters & Operations Relocation.

***A copy of the documents is on file with the Clerk to the Board.***

**THIS CONCLUDED ITEMS APPROVED BY CONSENT**

***Commissioner Ridenhour returned to the dais.***

**16-3065 MOREHOUSE SCHOOL OF MEDICINE TRANSDISCIPLINARY COLLABORATIVE  
CENTER GRANT (HEALTH DEPARTMENT)**

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve the submission of a grant application for \$50,000 to the Morehouse School of Medicine Transdisciplinary Collaborative Center and; if awarded, recognize, receive, and appropriate awarded funds for the grant period.

*Note: The Mecklenburg County Health Department is requesting approval to apply for funding from the Morehouse School of Medicine Transdisciplinary Collaborative Center for Health Disparities Research for the period August 1, 2016 through July 31, 2017. These funds will support the implementation of small health policy-oriented research projects targeting approximately 20 faith-based organizations to participate as strategic partners in assessing policies, systems, and environmental changes that promote healthy lifestyles and prevent chronic disease within faith-based settings.*

Commissioner Leake removed this item from Consent for more public awareness and to inquire about any potential conflict with the Village HeartBeat initiative. *Dr. Marcus Plescia, Mecklenburg County Health Director said there was no conflict as the grant would augment their efforts.*

***Commissioner Dunlap left the meeting and was absent for the remainder of the meeting.***

February 2, 2016

**16-3072 PROCLAMATION -- DECLARING FEBRUARY 2016 TEEN DATING VIOLENCE (TDV) PREVENTION AND AWARENESS MONTH**

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 8-0 with Commissioners Clarke, Cotham, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to adopt a joint proclamation declaring February 2016 as Teen Dating Violence Prevention and Awareness Month in Charlotte/Mecklenburg County.

**PROCLAMATION**  
**City of Charlotte/Mecklenburg County**

**WHEREAS**, females between the ages 16-24 are more vulnerable to intimate partner violence, experiencing abuse at a rate almost triple the national average; and

**WHEREAS**, one in three adolescents in the United States is a victim of physical, emotional or verbal abuse from a dating partner, a figure that far exceeds victimization rates for other types of violence affecting youth; and

**WHEREAS**, high school students who experience physical violence in a dating relationship are more likely to use drugs and alcohol, are at greater risk of suicide, and are much more likely to carry patterns of abuse into future relationships; and

**WHEREAS**, young people victimized by a dating partner are more likely to engage in risky sexual behavior and unhealthy dieting behaviors and the experience may disrupt normal development of self-esteem and body image; and

**WHEREAS**, nearly half of teens who experience dating violence report that incidents of abuse took place in a school building or on school grounds; and

**WHEREAS**, 33% of teens who are in an abusive relationship never tell anyone about the abuse, and 81% of parents surveyed either believe teen dating violence is not an issue or admit they do not know if it is one; and

**WHEREAS**, by providing young people with education about healthy relationships and relationship skills and by changing attitudes that support violence, we recognize that dating violence can be prevented; and

**WHEREAS**, it is essential to raise community awareness and to provide training for teachers, counselors, and school staff so that they may recognize when youth are exhibiting signs of dating violence; and

**WHEREAS**, the establishment of Teen Dating Violence Awareness and Prevention Month will benefit young people, their families, schools, and communities regardless of socioeconomic status, gender, sexual orientation or ethnicity; and

**WHEREAS**, everyone has the right to a safe and healthy relationship and to be free from abuse:

**NOW, THEREFORE, WE**, Jennifer Watson Roberts, Mayor of Charlotte, and Trevor M. Fuller, Chairman of the Mecklenburg Board of County Commissioners, do hereby proclaim, February 2016 as

**"TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH"**

in Charlotte and Mecklenburg County and commend its observance to all citizens.

**WITNESS OUR HANDS** and the official Seals of the City of Charlotte and Mecklenburg County.

  
Jennifer Watson Roberts, Mayor  
City of Charlotte

  
Trevor M. Fuller, Chairman  
Mecklenburg Board of  
County Commissioners



Commissioner Leake removed this item from Consent for more public awareness.

Melissa Seigle Barrois with Community Support Services addressed the proclamation. She was joined at the podium by Ms. North Carolina and two others.

February 2, 2016

Commissioner Ridenhour asked Ms. Barrios, how youth could get involved, which was addressed.

Commissioner Leake read the proclamation.

**16-3076      BUDGET AMENDMENT -- DEPARTMENT OF SOCIAL SERVICES (REVENUE INCREASE/DECREASE)**

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 8-0 with Commissioners Clarke, Cotham, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to:

A. Recognize, receive and appropriate Federal Home and Community Care Block Grant funding in the amount of \$11,858;

B. Reduce North Carolina Department of Transportation Community Transportation Grant appropriation in the amount of \$319,422 of which is a reduction of \$5,944 of federal revenue and \$313,478 of state revenue;

C. Recognize, receive and appropriate additional Federal IV-E Child Care Subsidy revenue of \$67,587 from the North Carolina Division of Child Development and Early Education.

Commissioner Leake removed this item from Consent for more public awareness.

**16-3086      BUDGET AMENDMENT -- HEALTH DEPARTMENT (REVENUE INCREASE)**

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 8-0 with Commissioners Clarke, Cotham, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize, receive and appropriate a donation from Novant Health of \$12,000.

*Note: Funds donated by Novant Health will be used to conduct a Health Impact Assessment (HIA) for Novant Health. HIA is a practical approach that uses data, research and stakeholder input to determine a project's impact on the health of a population and provides recommendations on how to manage identified health impacts.*

Commissioner Leake removed this item from Consent for more public awareness.

February 2, 2016

**16-3087      BUDGET AMENDMENT -- HEALTH DEPARTMENT (REVENUE  
INCREASE/DECREASE)**

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 8-0 with Commissioners Clarke, Cotham, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize and appropriate a net increase in Health Department revenue in the amount of \$87,692.

*Note: The net increase is to reflect actual state, federal and other funding changes.*

Commissioner Leake removed this item from Consent for more public awareness.

**ADJOURNMENT**

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 8-0 with Commissioners Clarke, Cotham, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, that there being no further business to come before the Board that the meeting be adjourned at 8:12 p.m.

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Janice S. Paige, Clerk

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Trevor M. Fuller, Chairman